

**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEBRASKA**

**Executive Summary of Amended Local Rules**

**February 22, 2005**

This memorandum summarizes in "bullet" format changes to the proposed local bankruptcy rules and appendices for the District of Nebraska. These rules incorporate some, but not all, of the administrative procedures for electronic filing. Parties will need to continue to consult the administrative procedures for detailed and updated filing instructions.

The United States District Court has adopted general rules which apply to civil, criminal, and bankruptcy cases and address matters that do not strictly pertain to a bankruptcy procedure. Among other topics, the general rules provide procedures for bankruptcy references and appeals, courthouse security, bar admission, and attorney discipline. Therefore, these local rules do not address topics that are common to both the bankruptcy and district court.

**1001-1      Scope of Local Rules, Forms, Appendices and Definitions**

- Includes reference to the "Administrative Procedures" for the bankruptcy court.
- Added definitions.

**1007-1      Privacy Rules**

- Describes information that must or may be redacted and provides procedures for filing unredacted documents.
- Added pursuant to the E-Government Act of 2002.
- Places responsibility for redaction on counsel and parties.
- Describes the use of Official Form 21, Statement of Social Security Number.

**2002-1      Notice to Creditors & Other Interested Parties**

- Incorporated Chapter 7 procedures for filing schedules and § 341 meetings from General Order 02-03.
- Revised Chapter 13 procedures for § 341 meetings in accordance with General Order 02-05.
- Notice of Electronic Filing constitutes service.

**2016-1      Compensation of Professionals**

- Revised Chapter 13 fee applications in accordance with General Order 02-05.

- 3007-1 Claims - Objections**
- Objections to claim part of Trustee's final report in Chapter 7 cases.
- 3015-1 Chapter 12 - General**
- Chapter 12 procedures formerly Neb. R. Bankr. P. 2082-1.
- 3015-2 Chapter 13 - General**
- Revised Chapter 13 procedures in accordance with General Order 02-05.
- 3015-3 Chapter 13 - Amendments to Plan**
- Revised Chapter 13 procedures for amending plans in accordance with General Order 02-05.
- 3017-1 Disclosure Statement in a Small Business Case**
- Added conditional approval of disclosure statement in a small business case.
- 3023-1 Formula for Determining Value**
- Interest rate used for determining value for confirmation purposes is calculated under a new formula which replaces the "Wichmann" formula.
- 4002-2 Address of Debtor**
- Emphasizes the procedure for notifying the Court of any change of address.
- 5005-1 Electronic Filings**
- Mandates electronic filing, with certain exceptions.
  - Attorney registration requirements stated.
- 5005-2 Document Filed under Seal**
- Incorporates provisions of General Order 01-02.
  - Procedure provided for sealing and unsealing documents.
- 7026-1 Discovery Motions**
- Formerly Appendix "O."
  - Revised in accordance with Nebraska Civil Rule 7.1(I).
  - Defines "Personal Consultation."
- 7055-1 Default**
- Revised default judgment procedures.

- 7056-1 Summary Judgment Procedures**
- Formerly Appendix "O."
  - Revised in accordance with Nebraska Civil Rule 7.1(I).
  - Defines summary judgment procedures.
- 7067-1 Registry Funds**
- Explains the procedures for depositing and disbursing of Registry Funds.
- 9004-3 Deficiency Notice**
- Specifies all documents incorrectly filed will receive a deficiency notice.
  - Defines method for disputing the existence of a deficiency and computation of deadlines.
- 9011-1 Signatures**
- Requires electronic documents to be signed in "s/Name" format and incorporates provisions of Administrative Procedures.
  - Specifies procedure when a stipulation or agreement requires two or more signatures.
- 9013-1 Motion Practice**
- Specifies what motions **do not** require a 9013-1 notice.
- 9017-1 Hearing upon Evidence**
- Defines the time periods for filing affidavits and evidence.
  - Specifies exhibits shall be electronically filed.
- 9072-1 Orders**
- Defines a text-only order.
  - Specifies when a proposed order should be submitted to the Court and the procedure to follow.
- Appendix A Matters Governed by Neb. R. Bankr. P. 9013-1**
- Revised to reflect current list of motions.
- Appendix B Addresses**
- Added e-mail addresses and phone numbers for Courtroom Departments.
- Appendix C Assignment of Cases Per Rule 1073-1**
- Cass county assigned to Omaha office and Stanton county assigned to Lincoln office.

**Appendix D      Location of Chapter 7 § 341 Meetings**

- Cass county assigned to Omaha location and Stanton county assigned to Grand Island location.

**Appendix E      Location of Chapters 11,12 & 13 § 341 Meetings**

- Cass county assigned to Omaha location and Stanton county assigned to Lincoln location.

**Appendix G      Chapter 13 Plan**

- Revised Chapter 13 Plan format in accordance with General Order 02-05.

**Appendix J      Chapter 12 Standing Trustee Fees**

- Formerly Appendix "L."
- Revised in accordance with General Order 96-01.

**Appendix L      Request to Discontinue Service of Notice**

- Formerly Form "D" of Administrative Procedures.

**Appendix M      Certificate of Service**

- Formerly Form "C" of Administrative Procedures.

**Appendix N      Docketing Standards for Evidence**

- Specifies procedures for filing exhibits and evidence into the Electronic Filing System.

**Appendix O      Chapter 13 Fee Requests**

- Specifies Chapter 13 fee requests in accordance with General Order 02-05.

**\*\*\*Attorneys are advised not to rely solely on the brief summary presented, but to consult the amended local rules themselves to learn about the many other modifications and updates.\*\*\***